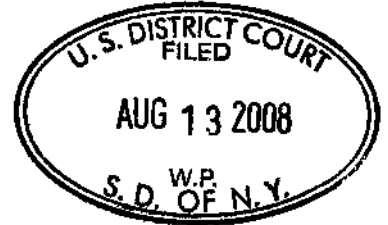


**UNITED STATES DISTRICT COURT**

FOR THE

SOUTHERN DISTRICT OF NEW YORK



**UNITED STATES OF AMERICA**

:

v.

:

**JAMES FOX,**

:

Defendant.

:

08 Cr.

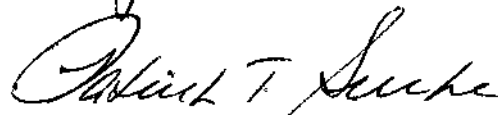
**'08 CRIM**

**749**

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**JAMES FOX**, the above-named defendant, who is accused of violating Title 18, United States Code, Sections 641 and 2, having been advised of the nature of the charge and of his rights, hereby waives in open court prosecution by indictment and consents that the proceeding may be by information instead of by indictment.

  
Defendant

  
Counsel for Defendant

Date: White Plains, New York  
August 13, 2008